THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.17516 of 2006

Dated: 25.08.2006

Between
D.Uma Rani

…..Petitioner

and

1.The Joint Collector,
Medak District at Sangareddy and anoother.

….Respondents

THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.17516 of 2006

ORDER:

This writ petition is filed seeking a Mandamus to declare the orders passed by the 2nd respondent in his proceedings No.B/636/2005 dated 29.4.2006 as arbitrary and illegal and consequently to direct the 2nd respondent to supply the essential commodities to the petitioner's shop at Srirampur village, Mulugu Mandal, Medak District.

The petitioner is a fair price shop dealer of Srirampur village, Medak District. On 4.4.2005, the authorities conducted inspection and found that the petitioner diverted the kerosene oil to the black market. Proceedings under Section 6-A of the Essential Commodities Act have been initiated. Further, basing on the report of the 2nd respondent, the authorization of the petitioner was suspended under the impugned proceedings. In fact, aggrieved by the impugned orders, the petitioner has already availed an alternative remedy of

appeal before the Joint Collector, Medak District and the same is pending. Having filed the said appeal and waited for more than four months, the petitioner has ventured to file this present writ petition.

I am of the opinion that the writ petition is misconceived. The petitioner has already availed the alternative remedy of appeal and the same is pending before the Joint Collector.

In view of the above, without expressing any opinion on merits, the Joint Collecotr, Medak is directed to dispose of the appeal purported to have been pending with him, within a period of four weeks from the date of receipt of a copy of this order, after putting the petitioner on notice and hearing him personally.

Writ petition is, accordingly, disposed of. No costs.

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25.08.2006

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